

**Wichita Police Department Policy Manual****Approved by:****Policy 405 - Motorized Bicycles (Mopeds)**

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**Maintained by:**  
Special Operations**Issue/Rev.:** R 08-15-2011**General Statement**

For purposes of clarification between Mopeds and the newer scooters and miniature motorcycles this policy relies on the State definitions of Motorized Bicycles (Mopeds). These definitions are based on cylinder capacities and brake horsepower.

The State utilizes those definitions for these vehicles and issues tags accordingly. If you have a vehicle that you believe to be a Moped, but you are unclear about vehicle classification and it has a tag, it can be run and should be registered as a Motorized Bicycle. If it comes back as a Motorized Bicycle this policy applies. If it does not come back as a Motorized Bicycle, or it has no tag to run, then it should be considered a motorcycle for our purposes.

**Definitions**

"Motorized Bicycle" means every device having two tandem wheels or three wheels which may be propelled by either human power or helper motor, or by both, and which has:

- (a) A motor which produces not more than 3.5 brake horsepower;
- (b) a cylinder capacity of not more than 130 cubic centimeters;
- (c) an automatic transmission; and
- (d) the capability of a maximum design speed of no more than 30 miles per hour except a low power cycle.

- 405.01 All persons who operate a Motorized Bicycle, commonly known as a Moped, must have a valid driver's license which may be a restricted, a regular license, or a license designated for the operation of Motorized Bicycles.  
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- 405.02 Persons fifteen (15) years of age and older may operate a Moped if they have a valid, restricted license, or a license issued "For Mopeds Only."
- 405.03 All Mopeds must have a license tag issued by the state in which the Moped is registered.
- 405.04 No liability insurance is required to operate a Moped.
- 405.05 The operator of a Moped is not required to wear eye protection but is required to wear protective headgear if under eighteen (18) years of age. Passengers under eighteen (18) are also required to wear protective headgear.
- 405.06 Moped operators must obey all ordinances that pertain to bicycles.
- 405.07 A Moped being operated under its own power is classified as an "motor vehicle." If a Moped operated under its own power is involved in a motor vehicle traffic accident with a motor vehicle in transport, it is classified as an MV-MV IN TRANSPORT [7030], with the Moped being shown as a traffic unit on the State of Kansas Motor Vehicle Accident Report form.
- 405.08 If a Moped under pedal power is involved in a traffic accident with a motor vehicle, the proper classification is MV-PEDACYCLE [7070].
- 405.09 The theft of a registered/licensed Moped is classified as an auto theft. The theft of an off-roadway Moped that is not registered or licensed is classified as a Larceny-Other.